IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE THIRTIETH DAY OF MARCH
TWO THOUSAND AND SEVEN

PRESENT

THE HON'BLE MR JUSTICE J.CHELAMESWAR
AND
THE HON'BLE MR JUSTICE P.SWAROOP REDDY

WRIT APPEAL No.268 OF 2007

Between:

Ch.S.S.V.Prasad Rao

..... APPELLANT

AND

A.P.Eastern Power Distribution Co., of AP Ltd.,
Rep. by its Chairman and Managing Director,
Near Gurudwara Junction, Visakhapatnam,
And others.

....RESPONDENTS

THE HON'BLE MR JUSTICE
J.CHELAMESWAR
AND
THE HON'BLE MR JUSTICE
P.SWAROOP REDDY

WRIT APPEAL No.268 OF 2007

O R D E R
(Per Sri Justice J.Chelameswar)

This writ appeal is preferred against the order of the learned single Judge dismissing WPMP No.5024 of 2007 in W.P.No.3932 of 2007 dated 01.03.2007.

It appears from the record that the respondents-Corporation initiated action against the petitioner along with nine others and the punishment of reduction in rank and stoppage of two increments was imposed on all the abovementioned employees of the respondent-Corporation. Aggrieved by the same, all the employees approached this Court by way of various writ petitions. In all the other nine matters, this Court granted interim suspension of operation of the punishment imposed by the respondent Corporastion vide interlocutory orders, copies of which are filed in the material papers along with this writ appeal, but not in the case of the appellant herein. Hence, the present writ appeal.

Learned counsel for the appellant argued that only in the case of the appellant herein, the interim suspension was denied while it was granted in all other cases wherein employees of the Corporation are similarly situated.

Heard the learned counsel for the respondents.

We are conscious of the fact that the interim orders are not precedents and not binding, but when the facts situation is identical, non-granting of the interim order in one particular case while granting interim orders in similar cases might indicate that the dispensation of justice is not even handed.

In the circumstances, we are of the opinion that that writ appeal can be disposed of at the admission stage itself directing that there shall be interim suspension as prayed for by the petitioner in W.P.No.3932 of 2007 and the same be heard along with the connected writ petitions, one of which being W.P.No.1556 of 2007.

JUSTICE J.CHELAMESWAR

P.SWAROOP REDDY

30th MARCH, 2007

NOTE: ISSUE COPY IN TWO DAYS.
B/O) PGS

THE HON'BLE MR JUSTICE
J.CHELAMESWAR
AND
THE HON'BLE MR JUSTICE
P.SWAROOP REDDY

WRIT APPEAL No.268 OF 2007
(Per Sri Justice J.Chelameswar)

30th MARCH, 2007